

Nonetheless, the Court has reviewed the pleadings in this case and the Report and Recommendation of United States Magistrate Judge and agrees with the Report of the Magistrate Judge. *See United States v. Raddatz*, 447 U.S. 667, 683 (1980) (“[T]he statute permits the district court to give to the magistrate’s proposed findings of fact and recommendations ‘such weight as [their] merit commands and the sound discretion of the judge warrants’”) (quoting *Mathews v. Weber*, 423 U.S. 262, 275 (1976)).

The Court hereby **ADOPTS** the Report and Recommendation of the United States Magistrate Judge (Docket No. 16) as the findings and conclusions of this Court. Accordingly, it is

ORDERED that the motion to dismiss (Docket No. 14) is **GRANTED** and this petition for writ of habeas corpus is **DISMISSED** without prejudice as moot.

So ORDERED and SIGNED this 2nd day of March, 2022.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE